

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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SUSAN J. BALDWIN,

:

Plaintiff,

:

11 Civ. 7591 (PGG) (HBP)

-against-

:

ORDER

GODDARD RIVERSIDE COMMUNITY
CENTER,

:

:

Defendant.

:

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PITMAN, United States Magistrate Judge:

Pursuant to my endorsed Order of August 8, 2012, defendant has submitted several emails to me for in camera review concerning the validity of defendant's assertion of the attorney-client privilege with respect to the documents. Because the issues are not addressed in defendant's submissions, I have not assessed the documents in issue for relevance or responsiveness.

Based on my review, I rule as follows:

Doc.

No.

Ruling

0003

Not Privileged. The document dose not contain any client confidences communicated for the purpose of seeking legal advice.

061

Not privileged. Although the emails are to and from an individual I understand is an attorney, there is no indication that he is acting in the capacity of an attorney or that he is providing legal advice.

- 082 Not privileged. Although the emails are to and from an individual I understand is an attorney, there is no indication that he is acting in the capacity of an attorney or that he is providing legal advice.
- 084 Not privileged. Although the email is to an individual I understand is an attorney, there is no indication that he is acting in the capacity of an attorney or that he is providing legal advice.
- 093-94 The emails sent on 10-22-10 at 10:09 a.m., 10-22-10 at 12:27 p.m., and 10-25-10 at 11:39 a.m. are not privileged because they contain no confidential communications to an attorney made for the purpose of seeking legal advice. The balance of the email string is privileged.
- 096-98 The emails sent on 10-22-10 at 10:09 a.m., 10-22-10 at 12:27 p.m., 10-25-10 at 11:39 a.m., 10-25-10 at 2:57 p.m. and 10-25-10 at 3:24 p.m. are not privileged because they contain no confidential communications to an attorney made for the purpose of seeking legal advice. The balance of the email string is privileged.
- 099 Not Privileged. Neither email constitutes a confidential communication between a client and an attorney made for the purpose of obtaining or providing legal advice.
- 100 Not Privileged. Neither email constitutes a confidential communication between a client and an attorney made for the purpose of obtaining or providing legal advice.
- 101 Not Privileged. None of the emails constitutes a confidential communication between a client and an attorney made for the purpose of obtaining or providing legal advice.
- 102 Privileged. Document is a confidential communication to counsel apparently made for the purpose of receiving legal advice.
- 103 Not Privileged. The document dose not contain any client confidences communicated for the purpose of

seeking legal advice.

104 Privileged. Document is a confidential communication to counsel apparently made for the purpose of receiving legal advice.


106 Privileged. Document is a confidential communication to counsel apparently made for the purpose of receiving legal advice.

355 Not Privileged. No attorney-client privilege is asserted and there is no legally cognizable "Third Part Right to Privacy" Privilege.

Defendant is to produce those documents that I find are not privileged within fourteen (14) days of the date of this Order.

Dated: New York, New York
October 1, 2012

SO ORDERED


HENRY PITMAN
United States Magistrate Judge

Copies transmitted to:

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